



Attorney Docket: 1662/611054

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			
<b>RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED</b>		Docket Number: <b>1662/611054</b>	
Application Number <b>10/622,999</b>	Filing Date <b>July 18, 2003</b>	Examiner To be assigned	Art Unit <b>1614</b>
Invention Title <b>POLYMORPHIC FORMS OF NATEGLINIDE</b>		Inventors <b>YAHALOMI, et al.</b>	

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450 on

Date: 12/10/04

Signature: Jeff Benowitz

Sir:

1. To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find the following:
  1. A copy of the Notice to File Missing Parts of Nonprovisional Application dated May 12, 2004;
  2. Executed Declaration;
  3. Executed Appointment of Power of Attorney by Assignee of Entire Interest; and
  4. Formal Drawings.
2. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of **\$130.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
3. Applicants hereby request a **five-month extension of time** for responding to the Notice to File Missing Parts of Nonprovisional Application of May 12, 2004 for which a two-month response period, expiring on July 12, 2004, was set. The five-month extended period for response expires on December 12, 2005. Please charge the 37 C.F.R. § 1.136(a) **five-month extension fee of \$2,160.00 to the deposit account of Kenyon & Kenyon, deposit account number 11-0600.**

12/14/2004 KBETEMA1 00000029 10622999

02 FC:1255

2160.00 DA



Attorney Docket: 1662/611054

4. The Commissioner is also authorized to charge any additional fees or credit any overpayment to the deposit account of Kenyon & Kenyon, Deposit account No. 11-0600.
5. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

KENYON & KENYON

Date: Dec 10, 2004

By: *Payam Moradian*  
Payam Moradian (Reg. No. 52,048)

KENYON & KENYON  
One Broadway  
New York, N.Y.10004  
(212) 425-7200 (telephone)  
(212) 425-5288 (facsimile)  
CUSTOMER NUMBER 26646



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/622,999	07/18/2003	Ronit Yahalom	1662/611054

26646  
 KENYON & KENYON  
 ONE BROADWAY  
 NEW YORK, NY 10004



CONFIRMATION NO. 3044  
**FORMALITIES LETTER**



\*OC000000012600345\*

Date Mailed: 05/12/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 36-54, 56-60.
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 21-25, 27-33, 35-60 & 62.
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1, 2, 5, 6, 8-18 & 28.

12/14/2004 KBETENAI 00000029 110600 10622999

01 FC:1051

130.00 DA

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

*R. Noesen*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE